

Remarks

The examiner's reconsideration of the application is urged in view of the drawing amendment above, and comments which follow. No claim amendments have been offered at this time as it is submitted that, upon reconsideration, no claim amendments are warranted.

Turning first to the drawings and the specification for this application, and confirming the telephone conversation between the undersigned and the examiner on July 7, 2003, a changed version of the revision of Figure 2 is appended hereto for consideration and approval. The examiner had objected to the drawing change previously because of new matter. That attached, however, does not provide any new matter, it is submitted, since the addition of the lifting means, now identified by the reference character 10, is simply a "black box" addition having no form or suggestion as to what it might be, and therefore what is shown in the drawings covers the various lifting means as disclosed in the specification. Thus, approval of the revised version of Figure 2 is requested.

Regarding the specification objection, the objection was with respect to adding the reference number 10 because that item was new matter. With that now not being new matter, it is submitted that the amendment to the specification is appropriate, and approval of the change, now, is requested. Should anything further be needed, the courtesy of a telephone call to the undersigned would be appreciated so that appropriate changes can be made to satisfy the requirements of the examiner.

In the office action, the examiner has now cited Novak U.S. Patent Number 1,676,108 in rejecting claims 11 - 14 and 18 - 20 under 35 U.S.C. §102 on the basis of anticipation. The examiner has also rejected claims 11 -14, 16 and 18 - 20 under 35 U.S.C. §102 as being anticipated by Hoffmann U.S. Patent Number 3,531,169. Reconsideration of these new rejections is requested, and while the indicated allowability of the subject matter of claim 17 is gratefully acknowledged, it is submitted that all claims are in condition for allowance, as cast.

Newly-cited Novak is very similar to previously-cited Longmire U.S. Patent Number 3,650,591, at least insofar as applicability to the claims of the present application is concerned.

Like Longmire, Hoffmann is directed to a shelf that is raised within a cabinet, and therefore comments set forth in the response mailed January 9, 2003 apply here, as well. Furthermore, claim 11 requires that the lifting means be "in the chest". In Novak, assuming the chest to be 8 as the examiner has indicated and with the vertical mast being 19, the means for lifting the mast are located outside of the chest. There is the crank and the arm and the chain, all of which are located outside of the chest. In distinction, in the present application, the lifting means is located in the chest. Thus, it is submitted that Novak has been distinguished.

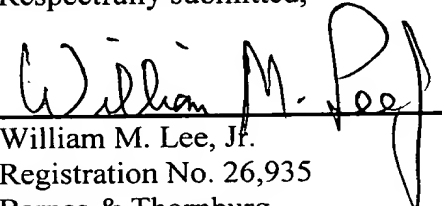
Turning next to the Hoffmann reference, and accepting the examiner's position that the chest is provided with a vertical mast 79 upon which supports 82 are fixed, the supports are movable in rotation not about an axis which coincides with the mast, but rather about an axis which is perpendicular to the mast. Claim 11 specifically requires movement "in rotation about an axis which coincides with said mast". Thus, it is submitted that Hoffmann does not anticipate claim 11 and the claim is allowable thereover.

Claim 11 is the only independent claim of the application. Thus, the depending claims are submitted to be allowable, as well. Thus, while the indicated allowability of claim 17 is gratefully acknowledged, it is submitted that, upon reconsideration, claim 11, and the depending claims, also distinguish from the teachings of either Hoffmann or Novak.

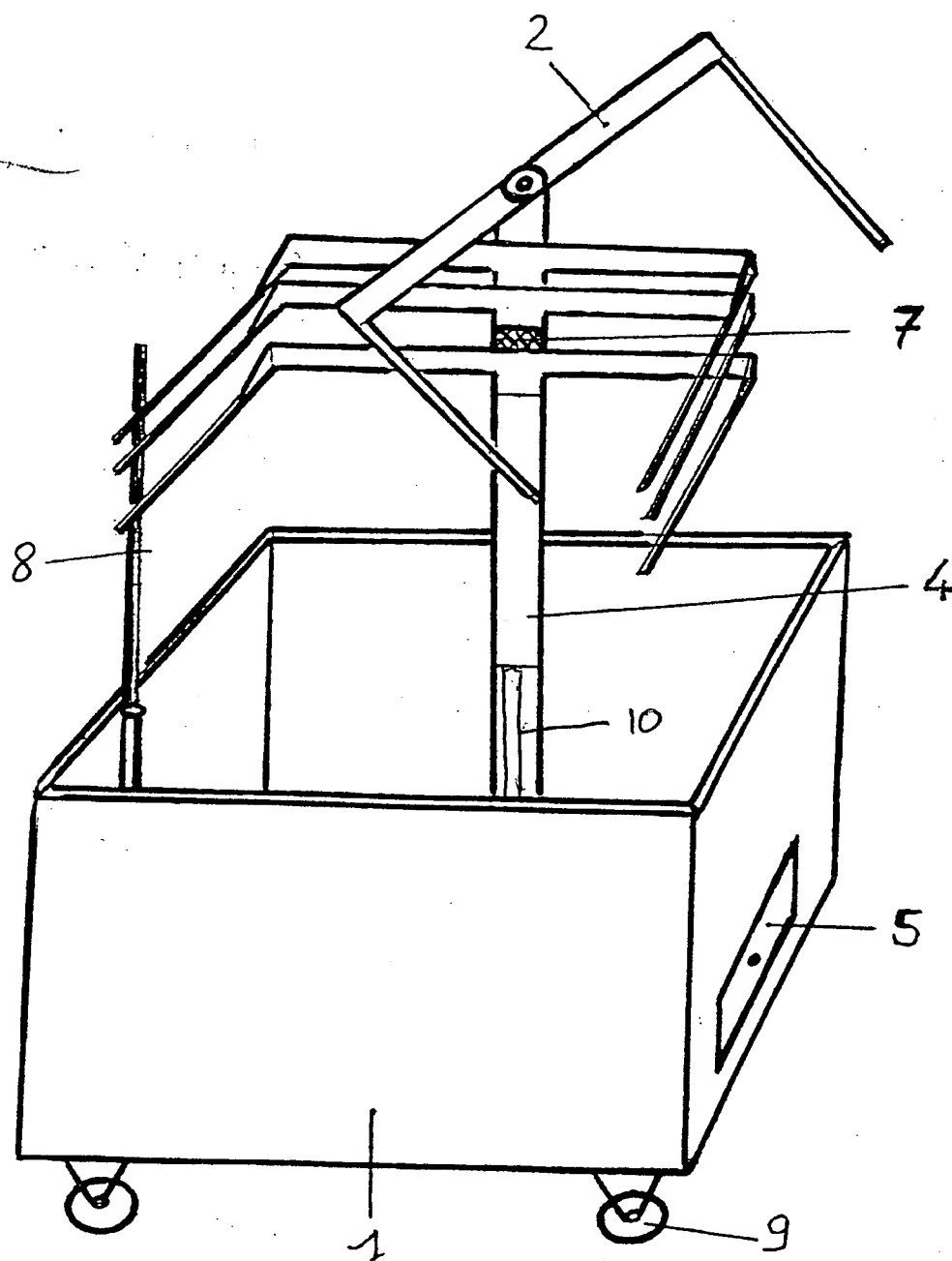
The examiner's further and favorable reconsideration is therefore urged. Since this response is being filed during the sixth month following the examiner's office action, an appropriate petition for extension of time is also submitted herewith.

July 24, 2003

Respectfully submitted,


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FIG. 2